

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6994

BILL NUMBER: HB 1267

NOTE PREPARED: Jan 5, 2004

BILL AMENDED:

SUBJECT: Brookville Lake.

FIRST AUTHOR: Rep. Hoffman

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill changes the zones in Brookville Lake in which a watercraft may not be operated at a speed faster than idle speed. The bill requires the Department of Natural Resources (DNR) to make corresponding changes in the rule establishing idle zones and no boating zones in Brookville Lake.

Effective Date: Upon passage.

Explanation of State Expenditures: The DNR would need to make changes in the rule establishing idle zones and no boating zones in Brookville Lake. It is presumed that the DNR could absorb any additional administrative expenses associated with amending rules given its current budget and staff.

Explanation of State Revenues: The bill changes the zones in Brookville Lake in which a watercraft may not be operated at a speed faster than idle speed. A person who violates this provision would commit a Class C infraction. If additional court cases occur, revenue to the state General Fund may increase if infraction judgments and court fees are collected. The maximum judgment for a Class C infraction is \$500 which is deposited in the state General Fund. If court actions are filed and a judgment is entered, a court fee of \$70 would be assessed. 70% of the court fee would be deposited in the state General Fund if the case is filed in a court of record or 55% if the case is filed in a city or town court.

Explanation of Local Expenditures:

Explanation of Local Revenues: If additional court actions are filed and a judgment is entered, local governments would receive revenue from the following sources: (1) The county general fund would receive 27% of the \$70 court fee that is assessed in a court of record. Cities and towns maintaining a law

enforcement agency that prosecutes at least 50% of its ordinance violations in a court of record may receive 3% of court fees. If the case is filed in a city or town court, 20% of the court fee would be deposited in the county general fund and 25% would be deposited in the city or town general fund. (2) A \$3 fee would be assessed and, if collected, would be deposited into the county law enforcement continuing education fund. (3) A \$2 jury fee is assessed and, if collected, would be deposited into the county user fee fund to supplement the compensation of jury members.

State Agencies Affected: Department of Natural Resources

Local Agencies Affected: Trial courts, local law enforcement agencies.

Information Sources:

Fiscal Analyst: Bernadette Bartlett, 317-232-9586.